HISTORIAN'S OFFICE,

FIFTY-SIXTH YEAR

The French say that 'Nothing is a footless stocking without a leg:" and that is about the only thing you cautot buy or sell through advertising.

FRANCHISE FOR ENGLISH WOMEN

House of Commons Was Crowded When Debate on Reading of Dickenson's Bill Began.

EXCLUDE ILL BEHAVED WOMEN

Those Who Were Admitted Had To Have Their Good Conduct Guaranteed by Members.

Forces Inside and Outside Parliament Building Doubled-Premier Favorable to Principle.

London, March 8 .- The women's enfranchisement bill, which came up for its second reading in the house today and which was introduced by Mr. Dickinson, Liberal, although practically identical with the measure introduced by James Keir Hardie, Socialist, last year, has evoked far greater general interest. The bill simply provides that women shall have the franchise upon the same terms upon which it is now granted to men.

The house of commons was crowded when the debate upon the proposed measure began, but only women whose good behavior was guaranteed by members of parliament were permitted to enter the gallery. All those who were connected with the recent disorders within the precincts of the house of parliament were specifically excluded and in view of possible disorderly demonstrations on the part of so-called "suffragettes," in connection with the bill, extraordinary precautions were taken by the nation to bar the approches

to he house of commons.

The forces made and outside the building were doubled and a special detachment of police was held in reserve in the neighborhood in spite of the fact that the militant women had announced that they would quietly await the vote in the house, after which they would meet and decide on their future action. The suffrage societies were very active throughout the morning, trying to secure the attendance of all true supporters of the bill, and they claimed to have 430 members pledged to vote for it. All members who were considered to be in the least lukewarm in the matter are admonished by telephone or telgraph this morning that their seats would be endangered if they failed to fulfill their pledges. It is admitted that many promises to support the bill were given by Liberals upon the supposition that the women, if enfranchised, would vote for Liberal candidates, but the return of the large Conservative majority at the municipal elections in London Saturday last, at which the women voted, tended to dispel this illusion, and since then many members of parliament who nominally sympathize with Mr. Dickinson's bill have been stricken with mysterious illness and which will not permit them to attend today's session of the house.

There were no fewer than 16 motions hostile to the bill placed upon in the neighborhood in spite of the fact

There were no fewer than 16 mo-tions hostile to the bill placed upon the table, while just prior to the open-ing of the debate a petition signed by

ing of the debate a petition signed by 21,000 women was presented protesting against granting parliamentary suffrage to women on the ground that it would destray their influence in their own sphere off work.

After Mr. Dickinson's opening speech in support of the bill, the premier, Sir Henry Campbell-Bannerman, announced that it was the intention of the government to leave the question to the free decision of the house. Personally, he favored the general principle of the inclusion of women in the suffrage. The matter had assumed more importance of late years owing to the larger part which women had taken in the wage carnings and in the prefessions. On many questions, continued the premier, the opinion of women was of equal if not greater value than that of men. He frankly stated that he was not enamored with the men was of equal if not greater value than that of men. He frankly stated that he was not enamored with the present bill because it would not enfranchise to the necessaray degree the mass of the working women. He would vote for the bill, however, as a declaration of his opinion that the exclusion of women from the franchise was not expedient, justifiable or pb-litically right.

The debate was a repetition of the familiar arguments for and against female suffrage and there was a complete divergence from the usual party lines, the rejection of the bill being moved by Mr. White, Liberal. An attack to cleave the discusmoved by Mr. White, Liberal. An attempt was made to closure the discussion, but the speaker declined to accept the metion and the opponents of the bill held the floor until 5 o'clock, when the sitting was closed automatically. They thus won the day, as this practically kills the bill for the present session.

ARCHIE ROOSEVELT'S CONDITION IMPROVED.

Washington, March 8.—Following the alarming symptoms of yesterday there was an apparent change for the better in the condition of Archie Roosevelt, in the condition of Archie Roosevelt, the president's son, today. The depression resulting from weak heart action, yesterday, has disappeared, and the physicians report the boy's condition as most gratifying. The president told his callers today that Archie was bright and cheerful and that he was very hopeful of a successful fight against the disease. Archie is the least robust of all the president's boys, but the attending physicians say this does not necessarily militate against the boy's recovery.

The condition of Archie Roosevelt.

the president's son, who is suffering from a severe attack of diphtheria, is more encouraging this morning than at any time in the last 18 hours, though the patient is still in a very critical condition.

the patient is still in a very critical condition.

Dr. Lambert on leaving the sick room at 5 o'clock, said that Archie had slept tairly well since 2 o'clock and expressed hopes for his recovery.

Despite the fact that the president did not retire until 2 o'clock this morning, he arose shortly after 6 o'clock and at once communicated with Dr. Kennedy, who had relieved Dr. Lambert Mrs. Roosevelt spent almost the entire night is Archie's room.

The greatest anxiety is felt by the doctors over the weak heart condition or the patient, and Dr. Lambert is administering heart stimulants to prevent another sinking spell today.

Secy. Loeb issued the following statement at 9 o'clock;

"The physicians report this morni----

"The physicians report this morn

that Archie Roosevelt had a good night and his condition is most gratifying. The president has been with the patient frequently, exercising the same precaution as the physicians as to infection." Secy. Metcalf and the Cuban minister called at an early hour this morning to inquire as to Archie's condition. Notwithstanding the serious condition of his son, the president was in his office transacting business at the usual hour this morning.

It was announced at the White House that the usual Friday cabinet meeting would be held.

At 1:30 Dr. Lambert said Archie was doing very well and expressed the opinion that he would get through all right,

AMEER OF AFGHANISTAN RECROSSES THE FRONTIER.

Calcutta, March S.—After over two months visit to India, the amir of Afghanistan, Kabi Bullah Khan, has recrossed the frontier into his own country and has started for Kabul, his capital. His majesty unmistakably enjoyed every day of his stay in India. He was for the first time officially designated as "your majesty" in a telegram of welcome from King Edward when the amir entered India, which is regarded here as significant. While no proposals of a political or military character have been made on either side proposals of a political or military character have been made on either side and no modification of the British-Afghanistan relations as established by the treaty of Kabul in 1905 was suggested, the visit is regarded by both the British and the Indian governments as further welding the ties which make Afghanistan a state which is secure against possible Russian invasion.

The amir went up in halloons here

against possible Russian invasion.

The amir went up in balloons, became a keen motorist, as a result of which he has taken several automobiles to Afghanistan with him, and developed an immense liking for playing bridge whist and made the Afghan courtiers learn the game so that he could play it at Kabul.

The amir soul from the features.

The amir sent from the frontier a message which has caused a sensation among the Indian officials. The message begins:

"In the name of God," and goes on to declare that "during my short tour of India I have made more true friends for Afghanistan than could have been made in 20 years if I had not paid the

The amir concludes with expressing the desire that his message be published in the newspapers "for the information of the whole world."

JAPANESE COMMENT ON KUROPATKIN'S BOOK.

ON KUROPATKIN'S BOOK.

Victoria, B. C., March & The steamer Shawmut, which arrived today from Yokohama, brought Japanese newspepers with interviews given by Japanese generals regarding Kuropatkin's comments in his recently issued book on the recent war. The Hochi Shimbun says Gen. Count Nodzu, who commanded the main Japanese army, writes praising Gen. Kuropatkin's personality and admitting that he only unsheathed his sword out of loyalty to the fatherland. He was handicapped because the Russlan troops were disprited and consisting of various races were not inspired by strong patriotic suffit. Prior to the war, said Gen. Nodzu, Kuropatkin thought it premature to open war with Japan and would have refrained from taking command of the Russian precipitated the outbreak. Gen. Oku, who commanded the Second Japanese army, writes criticising Kuropatkin, stating his book to be simply an excuse for the Russians. Kuropatkin, he says, should have been able to restore order in his army between Liao Yang and Mukden with better results. Gen. Nog! wrote waking to give his opinion on Kuropatkin's work.

Count Itagaki, according to Japanese newspapers, has launched a prepaganda for the abolition of titles to nobility in Japan beyond the lifetime of present holders. The Tokio municipality will endeavor to arrange a loan of \$25,00,000 for a scheme of harbor improvements. The loan is to be received in three installments ending in 1814.

BRIBED THE U. S. SENATE.

London Telegraph Correspondent Says

London, March 8.—The Madrid correspondent of the Telegraph declares as the result of much inquiry he can confirm all the accounts given by the Havana Diario de la Marina of the alleged bribery of the United States senate to declare war on Spain. He asserts that official proofs of the story are now in the national archives at Havana, and he says further that the amounts paid to the intermediaries in the plot was at least \$6,00,000.

THAW CASE ADJOURNED TILL MONDAY MORNING.

New York, March 8 .- The trial o until Monday morning at 10:30 o'clock until Monday morning at 10:30 o'clock, after Atty. Delmas had announced, upon the opening of court, that the defense had concluded its testimony. Dist. Atty. Jerome stated that he had no witnesses ready to proceed with in rebuttal and, at his request, an adjournment was taken, This action was not unexpected, for Mr. Delmas served notice late yesterday upon the district attorney that the defense had abandoned its plan of calling two more experts. Mr. Jerome did not consider the notification as official, and came into court this morning prepared to listen to more testimony as to Thaw's unsound condition of mind.

The court opened with all the usual

condition of mind.

The court opened with all the usual formalities. Thus was bright and smilling as he walked to his place at the counsel table. His two brothers, Edward and Josiah, were in court, and he smiled a greeting to them. The prisoner's arms were filled, as usual with the big brown envelopes containing his correspondence. When Justice Fitzgerald had ascended the bench and Clerk Penny had called the roll of the jury, Mr. Delmas arose and uttered in a loud voice the three words, "The defense rests."

fense rests."

Mr. Jerome then said he would have to ask for an adjour Leat of the case until Monday morning.

"When the court adjourned last Wednesday evening," Mr. Jerome said, "I had no reason to expect that I would be confronted this morning by experts who would be called to answer a hypothetical question which Mr. Delmas was to frame. Yesterday evening, however, Mr. McPike called upon me with a letter from Mr. Delmas saying the defense had changed its plans and would call no more witnesses.

"Under the circumstances, I must ask for an adjournment as I have no wit-

"Under the circumstances, I must ask for an adjournment as I have no witnesses available today."

"There is not the slightest objection on our part," said Mr. Delmas.

Justice Flizgerald then ordered an adjournment until Monday.

Mr. Jerome's object in summoning Evelyn Thaw as a witness is to extract from her, if possible, information concerning the letters Stanford White wrote to her. The subpoena is said to call for the production of any such letters Mrs. Thaw may have in her possession. She already has declared that she has none.

the has none.

May Markenzie was notified today to be on hand Monday, subject to the call of the prosecution. Mrs. J. J. Caine ilso has been subpensed by the dis-

also has been suppensed by the dis-triet attorney.

It was reported around the criminal courts building after the trial had been adjourned that Mrs. Evelyn Thaw had, been subpoensed by Dist. Atty. Jerome to appear as a witness for the prosecu-tion in rebuttal. No verification of the report could be obtained, however. The district attorney's office refused to con

KEARNS CROWD AGAINST PEACE

Of Effort to Build up The State.

STILL FOR RULE OR RUIN. BARTENDER IS SHOT IN ARM. MAY BE FORCED TO ACCEPT.

Slurs on President and Resolution of Bitterness on Senators Who Voted for Utab.

To assure the people of Utah that despite all rumors to the contrary, they are not yet ready for peace and co operation in building up the brighter city and the bigger state, was the cry sent forth last night by the remnants of the "American" party.

Organized to fight on an issue of highly vaunted "principles," the party soon brought forward a class of men which convinced the public that voters had much to deal with besides prin-

ciples. The party lost ground. Then came the final vote at Washington, and the principal issue on which they had fought was turned against them. Added to that their chief of police was on trial for an offense in which the evidence showed that a member of an organized gang of robbers dared to walk into his private office with a victim, listen to the victim denounce him for what he was, and then walk out of the station to get a percentage of the booky to return. a percentage of the booty to return.

Clearly it was time for one of those convulsive death struggles that constants. when a patient insists on sitting up in bed after a long illness. Chief Sheets was not defended. They did not dare to do so baid a thing as that, for their administration organ has probably found out already the futility of painting the McWhirters as Scotland yard detectives, and attacking the sheriff, the county attorney, and all connected with trying their chief of police, instead of courting a full investigation after the serious charges made.

SHEETS SLIGHTED.

SHEETS SLIGHTED.

They did, however, mention Sheets. But it was to declare that their principles were above all human consideration, and that Sheets was not mixed up with these sacred embellishments. Judge A. J. Weber made the allusion. Time was when the "American" party could bring forward a few good citizens, and tag them as exhibits in respectability. The more these people had to do with the party during the temporary period of its success, the less became their support. W. Mont Ferry was not on the stand last night wearing his tag, "Exhibit A.—A good citizen."

LIKE A SPARROWHAWK.

With this reasonable faction in the old days was associated the real founders of the party—men who simply must eat Mormon, fried, toasted, fricaseed and roasted, three times a day. They have been at the diet for many years, and in a controversy with them, should they get an upper hand, the Mormon would have exactly the show for a square deal that the sparrow has from the sparrowhawk in hot pursuit and hungry for a meal of sparrow meat. POLITICAL DYSPEPTIC PRESIDES.

In Utah's economic life there are the descendants of the older generation of "carpetbaggers" who came to pick up all available coin in the new west and go back to their folks. Of such were the leaders in the spirit which actuated the whooped through resolutions last night. E. B. Critchlow, chronic political dyspeptic, who always has more or less bile on his stomach, was never accused of speaking a word on the Mormon question except with malice in his heart, presided. With such men there is no hope of a fraternity of spirit that may lead to a mutual understanding and peace. After all their recent protest is dead, the coitere he represents will still be making a fight which only will still be making a fight which only union with men of another calibe could ever make effective.

DON'T WANT PEACE.

From last night's meeting it is ap-parent that when peace settles over Utah it will come without the aid of those who are afflicted with Mormonphobia and through the separation from them of those who have revolted at the things the "American" party has brought forward in the concrete example it has given of its methods in city government.

PRESIDENT IS SHIRRED.

President Roosevelt was mentioned last night to receive only insulting references, except for protests from the house. Attacking the decision of the senate in seating Senator Smoot, Mr. Critchlow declared it was the purpose of the meeting to appeal from the decision to popular approval from the nation for the protestants, and keep the conflict going on.

A DEFEATED CANDIDATE. A. J. Weber arose to declare that the party was not dead. Like Mr. Critchlow he is one of those who because of their long existence on fried Mormon, shuts out any hope of making peace with him as a party to the move, and he went on in the good old spirit that the friends of his ancestors used in burning the Salem witches.

ALTOGETHER STANFORD.

Allen T. Stanford followed in a word picture of all opposed to his friends, as enemies to progress, and visious seekers after ruin for the fair vailles they redeemed from the sagebrush.

SANG SAME OLD SONG.

Of course-Frank J. Cannon concluded. Mr. Cannon is always advertised as the main feature of an "American" sideshow, for he draws the crowd like a minstrel troupe or a circus. And while the crowd last night was large it was very clear that most of them come out of curiosity, for the applause at its most sustained moments was only spasmodic, and came in disjointed groups between shouts of disapproval, and occasional hisses. Mr. Cannon made his usual review of conditions in Utah before statehood, and his part in bringing a change with the ndmission of the state.

Following his talk the meeting broke up, on the reading of a resolution attacking the senate's action in deciding that Utah's senior senator is entitled to his seat. SANG SAME OLD SONG.

entitled to his seat. IDAHO POSTMASTERS.

resigned
Albert White has been appointed regular
and Albert E. White substitute rural carriers route No. L at Parette Idaho.

BULLETS FLY IN DARKY TOWN

Go on Record to Fight Unification Number of Negroes Bent on Depew Says if it Was Known He Shooting Each Other up This Morning.

Narrow Escape of Frank Garette, of West Second South Saloon-Saved by a Pole.

Frank Goretto, a bartender at a saloon, 153 west Second South street, is at St. Mark's hospital suffering from a bullet wound in the left arm. A barber pole is all that saved Goretto's life. The man was shot about 5 o'clock this morning by an unknown negro and the police are making a thorough search for the fellow who did the shooting.

Goretto says that last night a negro entered the saloon and cailed for i glass of beer. Later he returned with a white woman and purchased some more beer. Something was said about the woman being in the saloon and soon the couple left. The woman went up the street and the negro walked westward. Goretto says he walked outside and was standing against a barber pole with his arm around the pole. Suddenly there was a pistol shot and the bullet crashed through Goretto's arm. Had it not been for the pole it is more than likely that the bartender would have been killed. The man who did the shooting escaped.

Goretto telephoned to the police and Officers Roberts. Johnson, Olsen and Moore boarded the patrol wagon and were quickly driven by Officer Harris to the scene of the shooting. They found Goretto bleeding profusely from the wound. He was taken to the station, where Dr. Critchlow dressed the wound and then sent the patient to St. Mark's hospital. more beer. Something was said abou

Mark's hospital.

A number of negroes seemed to be bent on shooting last night and this morning, and Patrol Driver Harris was morning, and Patrol Driver Harris was called our more than half a dozen times, but in each case the guilty per-sons managed to make their escape One call was on State and Fourth South street, where a number of colored men engaged in a row. Some pulled razors and others drew revolvers. Sev-eral shots were fired but so far as known no one was hurt.

TWO FOOLISH CHILDREN.

Seventeen-Year-Old Couple Married in Haste Repent at Leisure.

A runaway marriage between two children 17 years of age has culminated in an action in the district court ated in an action in the district court by the girl-bride. Loretta McEvoy, asking that her marriage to Clyde F. McEvoy be declared null and void and that she be freed from all the obligations thereof. According to the complaint the children went to Brigham City on July 19, 1806 on an excursion and they were not accompanied by parents or guardians. The result was that they suddenly determined to get married and called upon the county clerk in Brigham City and secured a marriage license by representing that they were of age. They were married by the clerk.

They returned to Salt Lake and went to their respective homes and did not apprise their parents of their marriage. They have never lived together and the bride declares that her husband has never supported her but that she has been supported by her parents and by her own efforts.

DAMS BLOWN UP.

Street Supervisor Raleigh Uses Dynamite in North Salt Lake.

eral of his men went out to the Black Sloughs northwest of the city yester-Sloughs northwest of the city yesterday and blew up several dams constructed by gun clubs so as to relieve the high water situation in the extreme northwestern part of the city. For some time past water has been standing around houses and the situation has become so serious that several families had to move out of the neighborhood. Several barns and chicken coops have been lifted from their foundations and are now floating around in the water which ranges from six inches to five feet in depth.

ranges from six inches to five feet in depth.

It was thought that by blowing up the dams, which had been constructed to back water up over the gun club lands, the water would be permitted to drain into the Jordan river and thence into the lake and thus relieve the situation to a great extent. After a hard drive, most of which could have been covered by boat, the street supervisor reached the dams and put dynamite under them and tore them out. A great amount of the water was thus released and this will help matters some.

JAMES GIBSON STRICKEN.

Well Krown Local Man Suffering From Stroke of Paralysis.

keeper at the Salt Lake Theater, is suf-fering from a stroke of paralysis. He was fering from a stroke of paralysis. He was hit in the head nearly a month ago in the Z. C. M. I drug store by a heavy wrench which fell from a scaffold, and did not seem to recover entirely from the effects of the injury, although able to be about. Within the last week Mr. Gibson became worse, and the other midnight was attacked by a paralytic stroke, which disabled him. However, by good medical attendance and careful nursing, the sufferer is convalescent, and indeations point to recovery. This Mr. Gibson's many friends agree is a consummation devoutly to be wished for.

JAMES LOVE RESIGNS.

Senior Captain of the Fire Department Takes Position With O. S. L.

department of this city, and who for many years has been a valued and popmany years has been a valued and popular member of the fire fighting force of this city, has resigned to take a position with the O. S. L. railway company at the yards. Many years ago, Mr. Love was foreman at the railway yards and left to enter the fire department, From fireman he worked his way to the position of senior captain, a position he held with signal ability. He is thoroughly acquainted with all the details of the department and in leaving the service losses one of its very best men.

ROOSEVELT CAN HAVE NOMINATION

Would Take it Would be Nominated by Acclamation.

Champ Clark Says if Convinced Some Reactionary Will be Named, He Will Consent.

Chicago, March 8 .- A dispatch to the Tribune from Washington says: There was some third term gossip around the White House yesterday. It was started by Senator Depew, who

said: "President Roosevelt undoubtedly means what he says, that he will not means what he says, that he will not accept another nomination at the hands of his party; but conditions may arise where he could not refuse. If it was known that he would accept he would be nominated by acclamation."

Representative Champ Clark, of Missouri, a Democrat, and warm friend of the president said.

the president, said:

the president, said:
"I know that the president was honest in his statement on the right of the election in 1994, that he would not accept another nomination. I believe, howevere, that if he can be convinced that unless he is nominated some reactionary would be nominated he would accept."

SHORTRIDGE, REUF'S ATTY., JAILED FOR CONTEMPT.

San Francisco, March 8.—Abraham Ruef again failed to appear in court his morning when his case was called in Judge Dunne's court, Coroner Walsh

in Judge Dunne's court, Coroner Walsh reporting his inability to find the indicted attorney.

Asst. Dist.-Atty. Heney was examining the coroner, when S. M. Shortridge, one of Ruef's attorneys objected to a question. Judge Dunne ordered Shortridge to take his seat, but he refused. Six times Judge Dunne ordered the attorney to sit down, but Shortridge kept on talking. Finally Judge Dunne ordered a bailiff to eject Shortridge from the room unless he sat down. The attorney finally took his seat but kept on talking. Judge Dunne then declared him guilty of contempt of court and ordered him confined in the county jall for 24 hours.

LOGAN CITY BONDS.

Board of Land Commissioners Decides to Take up Issue.

The state board of land commissioners has decided to take up the bond issue of Logan City as requested by Mayor Robinson and other representa-tives of the city who appeared before the board on Tuesday. The bonds are the board on Idesany. The bonds are the original issue of Logan and amount to \$40,000, bearing interest at five per cent. The board will only take up the bonds and hold them for six months so as to allow Logan to refund them if

possible at 4½ per cent.

As to the proposition made by Mayor Frisby of Provo in regard to making a loan of about \$75,000 to that city at 7 per cent in order that it might make some extensive public improvements this season, the board decided that it is amended by the legislature so as to permit it to take scrip issued by the property owners as security for the loan. However the board will not take steps to have the law amended but will leave that matter to the officials of Provo as they requested the loan to be made upon the scrip security plan.

Hugh Kelley Finally Succumbs to Ef-

(Special to the "News.")

Park City, March 8.—With the death of Hugh Kelley in this city at 6 o'clock this morning a brave man's life ended in its youth. The memory of the residents of this camp goes back to the Daly West disaster, when 37 lives were snuffed out by an explosion of tons of powder, stored in a magazine on the 1.200-foot level. When a horse dropped dead in his stall at the mouth of the old Daly tunnel, two and a half miles away from the Daly-West shaft the first inkling that something was wrong was gained. nel, two and a naif miles away from the Daly-West shaft the first inkling that something was wrong was gained. A few minutes later—it was at 2 o'clock one summer morning—a man dashed through the sleeping town on a foaming horse. He had ridden through the guilles to town to spread the alarm. Others followed him and the of 'Help at the West!" awakened everybody. A rush towards the mine ensued. Men ran, stumbled and plodded through the darkness to the mine away up in the hills. In the shaft house they fought for standing room on the one remaining cage. Trip after trip was made down into the hole. The whole mine was full of deadly gas and the would-be rescuers were themselves brought to surface choking and near death's door. Fourmen sacrificed their lives in the unsuccessful attempt to save one life of the 37 being ended in the pits and drifts hundreds of feet below surface.

Hugh Kelley was one of the first men to reach the mine and went down into the mine with the first rescuers. He went down again and again and was finally brought to surface unconscious. Death had nearly won its victim but heroic measures were taken and Mr. Kelley lived, to die slowly. His health was shattered. Trips to California failed to strengthen him he maintained his cheerful way while he was sick unto death for many weeks after the accident. He was cheerful during the long, painful years of suffering which followed. The end was expected,

Mr. Kelley was a young man, being

of saffering which followed. The end was expected.

Mr. Kelley was a young man, being only 28 years old at the time of his death. The physicians said his fatal complaint was "rheumatism of the heart." The gas which he inhaled while searching for a body with life still in it that dreadful morning in the Daly-West wrecked his organic system. Hemorrhage after hemorrhage followed for weeks after the trip into the smoke-filled drifts. He leaves a father, wife, two children, two sisters and three brothers and a whole community to mourn his loss. community to mourn his loss,

HUSBAND TESTIFIES.

J. F. Magerl Tells of His Unexpected Return Home and Discovery.

criminal association with the complainant's wife, Lena Magerl, was taken up before Judge Diehl this morning. Peebles is already held to answer to the district couri on the first charge. He is represented by Attys. D. O. and I. E. Willey. The prosecution is being conducted by Asst. County Atty. Lyon and Judge J. W. N. Whitecotton of Provo. When the complainant, Magerl, was called to the stand this morning to testify as to what he saw when he looked through the window to his bedroom on the night of Feb. 27, counsel for defense at once objected and argued that the witness, being the husband to one of the parties, was prohibited by statute from testifying. This brought forth a long argument. Mr. Willey introduced many authorities in support of his contention, but his argument was riddled by Judge Whitecotton, who claimed that the woman was not a party to the present case, as it was against Peebles and not against her. Decisions and opinions were read in great number and the argument lasted until noon, when Judge Diehl promptly overruled the objection.

The case is on this afternoon and Mariminal association with the complain-

The case is on this afternoon and Magetl, the husband alleged to have been injured, is testifying. At each hearing of the case spectators are excluded from the courtroom because of the unsavory nature of the testimony.

WANT SAMUEL NEWHOUSE.

Movement Started to Secure Appoint ment as Agricultural College Trustee.

That a strong movement is on foot among the members of the lower house to secure the appointment of Samuel Newhouse as a member of the board of Newhouse as a member of the board of trustees of the state agricultural college is very evident from a petition submitted to Gov. Cutler yesterday, asking him to appoint Mr. Newhouse to that position. The petition is signed by 41 members of the house and is headed by Speaker H. S. Joseph. It puts the matter up to the governor in very stron gterms. The petition follows in full:

"Salt Lake City, March 6, 1907.
"To His Excellency, Hen. John C.
Cutler, Governor of Utah:
"Dear Sir—Your petitioners, residents
of the State of Utah, respectfully rep-

of the State of Utah, respectfully represent:

"That Mr. Samuel Newhouse of Salt-Lake City, a distinguished citizen and gentleman, by his expression in publicand private, has demonstrated a friendly spirit and interest in the Agricultural college of Utah, and,
"That by reason of his popularity and influence as a man of great affairs who has attained success almost phenomenal in the business and financial world, and,
"That Mr. Newhouse having signified

"That Mr. Newhouse having signified a willingness to give his valuable time to the interests of the college if ap-pointed a member of the board of trustees,
"Now, therefore, your petitioners

"Now, therefore, your petitioners most earnestly urge upon and request your excellency to appoint the said Samuel Newhouse a member of the board of trustees of the Agricultural college of Utah, and by this act of your excellency, demonstrate to the friends and lovers of the college that you are interested in the growth and advancement of this institution, and that you have respect for the expressed wishes of your petitioners herein set forth:

wishes of your petitioners herein set forth:
Signed:
Harry S. Joseph. speaker of the house; Brigham Clegg, chairman of the judiciary committee; John N. Henrie, chairman committee on revenue; J. J. Jackson, chairman committee on contingent expenses; Braxton Barnett, chairman mining and smelting committee; B. H. Bource, chairman committee on agriculture and horticulture: Daniel McRae, chairman committee on printing; G. F. Dyreng, chairman committee on bank and insurance; W. D. Sutton, chairman committee on census; C. R. Dorlus; William McMillan; W. S. Hansen, chairman committee on live stock; J. A. Eldredge, chairman committee on manufacturing and commerce; C. M. Croft, chairman committee on manufacturing and commerce; C. M. Croft, chairman committee on the sufficient of the su turing and commerce: C. Croft, chairman committee on fish and game: H. A. Pederson, chairman com-mittee on education and art; H. P. Pandell, chairman mittlee on education and art; H. P. Randall, chairman committee deaf and bilind school; T. P. Cottam, G. S. Dean. bilind school; T. P. Cottam, G. S. Dean, chairman enrolling and engrossing committee; B. A. Hendricks, chairman claims committee; J. T. Giles, Heber J. Meeks, James Bowns, J. P. Miller, C. E. Larsen, Samuel Weston, James Long, Jr.; W. H. Manghan, chairman state mental hospital committee; Rudolph Kuchler, J. F. Toltor, R. P. Hott, John Parry, J. N. Davis, Nephi Jenson, C. E. Marks, C. F. Westphal, G. A. Howe, chairman public health committee; G. A. Fuller, John Q. Critchlow, Orvil L. Thompson, A. C. Beison, chairman committee on highways and bridges."

DEATH OF THOMAS CONNER.

Proprietor of Hotel in Park City Sucsumbs to Paralysis.

Park City, March 8 .- Thomas Copno 57 years old, proprietor of the Sult Lake House, died at 1:30 a.m. this morning House, died at 1:30 a. m. this morning of paralysis. A special train will leave the Rio Grande depot here Sunday morning at 8 o'clock for Sait Lake, where interment will take place.

The 19-months-old baby of Mrs. Sadie Swagger, who died yesterday, will be taken to Wanship this afternoon for burial. Mrs. Swagger was on a visit to have father. Thomas Gibbons, when the baby took sick and died.

BURGLARS AT WORK.

Chamberlin-Thomas Music Store Entered and Suit of Clothes Stolen.

The Chamberlain-Thomas music store was entered by burglars last night, who broke open a back window in order to get in. The only article found missing was a suit of clothes belonging to one of the proprietors. There was no money in the store, hence the thieves got no booty.

DIAMOND RINGS FOUND.

Sequel to the Hasty Arrest of John Chapman, Bicyclist.

stolen from a woman on Commercial street, and for which John Chapman was arrested and charged with robbery, have been found. They were under a bed in the woman's room. This morning atty. Christensen appeared for Chapman and waived reading of the complaint against him. A plea of not guilty was entered and Chapman was released on his own recognizance. In all probability, the case against him.

BROUGHT PRISONER BACK.

Officer Carlson Returns From Glenwood Springs With Alleged Holdup,

from Glenwood Springs, Colo., where he went to bring back to this city a man The second case against J. A. Peebles, charged with assault with a deadly wespon upon J. F. Mageri and with

OVATION FOR SENATOR SMOOT

Given Royal Reception in His Home Town on Return From Nation's Capital.

ENTHUSIASM RUNS HIGH.

Grateful for Termination of Fight Which Means a Guarantee of Religious Freedom.

Students of the Brigham Young University Rend Air With Salvos Of Happy Cheers,

(Special to the "News.")

Provo, March 8 .- On arriving here this morning Senator Smoot and party were met by a large number of citizens, headed by the Silver band, which discoursed patriotic airs as the train rolled into the Denver & Rio Grande depot. The students of the Brigham Young university were out in image numbers, and were enthusiastic in their welcome to the senator.

and were enthusiastic in their welcome to the senator.

After shaking hands with a number of friends, Senator and Mrs. Smoot were taken to the university in a carriage by President Brimhall, accompanied by the students and large numbers of citizens. At the university the senator was given an ovation. Cheer after cheer resounded through the college halls as the party entered and took seats on the platform.

President Brimhall delivered an eloquent address of welcome, in which he complimented the country and Senator Smoot on the termination of the fight that had been made on the senator, and on the people of Utah. He made prominent the thought that the victory was not for Senator Smoot alone, but for all the people, including the students of the university.

President Rasmussen of the student hads priedly but steeperstages.

President Rasmussen of the student body briefly but eloquently welcomed the senator in behalf of the students. SENATOR SMOOT'S RESPONSE.

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Senator Smoot made an earnest response, expressing appreciation for the kindness of consideration shown him, and for the moral support that had been given him by the students, to the end that right might triumph. The termination of the case was not a victory for Reed Smoot alone, but a victory for our state and our nation, and the guarantee that religious liberty shall forever be maintained under the Stars and Stripes. During the years that were speat, and the years of calumny directed against himself and the people of Utah, he had felt and said that he was representing the cause of right, and of the people, and for that reason he had never doubted the ultimate triumph of the cause he represented. Senator Smoot hoped that the students would fully realize the greatness of our country, and the inestimable privilege of living under the Stars and Stripes, and would grasp the full meaning of the Constitution of our country and the great principles of liberty it represents. He thanked God for the greatness and growth of our nation, which would in time carry liberty to all the world.

PUBLIC PRESS ENLIGHTENED.

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Senator Smoot said he felt that the public press which for years had received its inspiration from a corrupt source, had become enlightened by finding the charges against him and against th people of Utah had originated with a few unprincipled and disappointed individuals had not been sustained, and that never again would such an attack be made.

He urged upon the students the value of a clean life, and closed with a beautiful apostrophy to the flag.

After Senator Smoot's address, Prof. A. C. Lund made a characteristic speech, in which he pointed out the value of a flawless character as an armor against all attacks.

CHEERS FOR SUTHERLAND. President Brimhall mentioned the name of Senator Sutherland as another alumnus of the B. Y. university, and his loyal support to Senator Smoot, and three cheers were given for Senator Surbardand At intervals during the exercises several beautiful selections were rendered by the choir and brass band. During the rest of the day Senator Smoot was busy receiving the welcome and con-

gratulations of his many friends in this Senator Reed Smoot arrived in Salt Lake from Washington at 10 o'clock last evening, on the San Fedro flyer, which should have reached this city at 5:30. He was accompanied by Mrs. Smoot and their son Marlow, and was driven at once to the residence of Mrs. Smoot's mother, Mrs. H. S. Eidtedge, at 216 east First South street. During the evening a number of friends called at the Eldredge home to welcome the senator and his wife, and to congratulate him on his vindication at the hands of the United States senate after the long four-year fight.

SOME UTAH BENEFITS.

SOME UTAH BENEFITS. SOME UTAH BENEFITS.

The senator was in the best of health and spirits, and expressed his pleasure at returning home after quite a trying siege during the short session of Congress. He discussed freely the situation as to Utah in the national capital, and mentioned some of the things that had been done for this state by the government. Fort Douglas has benefitted to the extent of \$164,600, and \$59,000 more for hospital purposes is pretty certain. IERIGATION APPROPRIATIONS.

for hospital purposes is pretty certain. IRRIGATION APPROPRIATIONS.
Senator Sinoot granted a brief interview with a "Naws" representative today, in which the legislation of Congress with particular reference to Utah affairs, was cursorily discussed. On the grant of appropriations for Uintah Senator Smoot said \$140,000 laid been appropriated for canals and for the Indians, and for irrigation projects for reserve lands. "The Strawberry land project is progressing in a manner entirely satisfactory to the department, said the senator, "and there is no doubt that when completed all the bonefits expected will be fully realized. The money for this work is of course on hand, and is being paid out as the work requires.

"For Fort Douglas \$164,500 has been appropriated for building three barracks, and \$50,000 for building three barracks and \$50,000 for building three barracks and \$50,000 for building three barracks are the appropriation for hospitals at different posts being sufficient but as Ulah is well ab on the list to receive this fund. I think there is no doubt as to receiving it. The right of way for a boulovard through the military reservation was freely granted by the department.

"Appropriations for public buildings were secured as follows: Ogden, \$120,-IRRIGATION APPROPRIATIONS.

the department.

"Appropriations for public buildings were scarred as follows: Ogden, \$120,-000: Provo, \$40,000, available this year," and Logan, \$30,000, available this year," CASE IS SETTLED.

When asked whether he would care to